

Shelby L. Williams

State of Texas

100 N. Lamar

V.S.

Fort Worth Tx 76196 Shelby L. Williams

CID: 0718751 What the defendant
name is are Mr.

Case: 1414130 Williams

S.S.N.

TO: Judge Jack B. Weinstein

Date of birth 11-18-1988 29 yrs older age

What race of color I'm black african male
full grown men

I live from at 5405 Lake Placid Drive
Dallas TX 75232

What the state I'm located inside to Texas

What high school I'm graduate inside to
Mexico State school May 25, 2010 nine months
away a year 52 weeks 365 days

What is my charge of attempted murder
Sudden Passion first degree felony five ninety
nine

What kind citizen I'm not no repeated
Violent offender Came from at Tarrant County
Jail Sheriff Office 100 North Lamar Fort Worth
Texas 76196

(2)

Dear Judge Jack B. Weinstein

I awake on early morning just it eat breakfast
then after that I diddo going to do washing
some kitchen dishes and I told three female
staff members tell Sara Champion leave me
alone I was wishing some kitchen dishes
everybody and I minding own business
alike a very good younger Men someing
yes Mr. Weinstein I saying the real
Stripe up the true about it then Sarah
Champion just it coming to do disturb
me I was wishing kitchen dishes everybody
from at my group home 5041 Norma Street
Fort Worth, Texas 76102 yes Mr. Weinstein
and I told to Sarah Champion alike this

③

away leave me alone I was trying to do
finish all the client and staff member
dirty kitchen dishes yes Mr. Weinstein and
after that Sarah Champion charge of assault
on a Public Servant and it is very dangerous
to others Public Safety out of free world
community yes Mr. Weinstein it is alike a
Police officer assault Public Servant P.C.
third degree felony 46B.103 extension civil
commitment go to the state school yes Mr.
Weinstein then after that Sarah Champion
trying to do get very mad me no reason she
thinking I not very bad some are ready
been gas P.C. Protective custody charge
with assault Public Servant alike a Police ^{officer}

④

yes Mr. Weinstein and she get to
jealous agitate frustrate stigate
Sad Very Violent Physically aggressive
toward me from at the group home
5041 Norma Street Fort Worth, Texas
76102 yes Mr. Weinstein then my female
Mexican staff member name is ^{Ms.} Charlie
tell two black african female staff
members just it to do call ^{the} staff
supervisor and Fort Worth Texas
Police department on me I did do
hitting striking struggling pushing
kicking grabbing stabbing a ^{female} client
forty seven year old woman from at
the Doris Benjamin and Preston Ball group
home.

(5)

5041 Norma Street Fort Worth, Texas
 76102 Sunday yes Mr. Weinstein and
 after that I went to do running inside
 my own room to do get two ink black
 Pens and I did do pushing one black
 [REDACTED] african female staff member by
 the television t.v. delivery room and
 pushing another black african female staff
 member by the dinning room kitchen
 and I did do ^{start} running out of door from at
 my own group home 5041 Norma Street
 Fort Worth, Texas 76102 on church bible study
 service Sunday yes Mr. Weinstein then after ^{that}
 it was three F.P.D. COP cars at by my own ^{home} group
 yes Mr. Weinstein then the Police taking me at ^{too}
 Tarrant County jail Sheriff Fort Worth, Texas yes, Judge Jack

⑥
 My group home don't like me anymore
 because why? my attorney at law david
 moore fire my case worker from at Mexia
 State Support living Center yes judge
 jack and the one was is august 31, 2009
 I commit a two crimes assault Public
 Servant, Terroristic Threat interfere w/
 Public Service just it to do shut down
 everything limestone county jail sheriff's
 office got from at the city call is
 groesbeck, T.X. 76642 yes judge jack
 then after that they putting that all on
 the fox-4 news everybody television t.v.
 inside their ^{all} peoples and ^{houses} all peoples
 apartments and building destination
 locations and all people states and all
 people countries what where they live at
 world all over earth and over sea, a hoarder

yes Judge Jack

BROOKLYN OFFICE

JAN 29 2018 *

IN CLERKS OFFICE
US DISTRICT COURT E.D.N.Y.

FILED

MISDEMEANORS

2.1 MOTION TO QUASH

TO THE HONORABLE JUDGE OF SAID COURT:

Defendant moves the Court to quash the information against him herein upon the following grounds:

1. Said information fails to show that the complaint therein was filed prior to signing, filing or presentation of said information and the file marks on said information and complaint herein do not show that the complaint was filed prior to the filing of the information.
2. The complaint upon which the information herein is based was signed by Shelby L. Millard but the said _____ was not in fact under oath at the time he signed same and he never actually swore to the truth of the facts alleged in said complaint.

WHEREFORE, Defendant prays that the information herein be quashed and the prosecution based thereon dismissed.

Shelby L. Millard
Defendant

The above Motion to Quash the information was duly filed and presented before the date the trial on the merits commenced, and the Court, after considering same, finds that same should be and is hereby _____, [to which ruling of the Court Defendant duly excepts.]

JUDGE PRESIDING

State v. Dagley, No. 7024, Bosque County (D.W.I.), Granted.

STATE PROCEEDINGS

Note: Any defect in the **complaint** or information must now be raised by a motion to quash **prior** to the day of trial or is waived. *Aguilar v. State*, 846 S.W.2d 318 (Tex. Crim. App. 1993). Refusal to permit proof that affidavit was not actually sworn to is error. *Murphy v. State*, 103 S.W.2d 765 (Tex. Crim. App. 1937). Wife **can-not** be an affiant to complaint against husband. *Ex parte Gardner*, 264 S.W.2d 125 (Tex. Crim. App. 1954). If complaint is not sworn to before filing of information, information is void. *Hernandez v. State*, 172 S.W.2d 696 (Tex. Crim. App. 1943). Any material variance between the complaint and information is fatal to the information. *State v. Acevedo*, 483 S.W.2d 459 (Tex. Crim. App. 1972); *State v. Baldauf*, 456 S.W.2d 136 (Tex. Crim. App. 1970). If the complaint is void, the information is void. *State v. Baldauf, supra*.

Statute waiving defects in indictment and information does not apply to complaints in **city** or **JP** courts. *Agwirre v. State*, 978 S.W.2d 605 (Tex. App. — El Paso 1998)

Complaint alleging “has reason to believe” without stating “and does believe” is defective. *Stasney v. State*, 151 Tex. Crim. 563, 208 S.W.2d 894 (1948). Complaint by District Attorney or assistant will not support an information. *Kennedy v. State*, 276 S.W.2d 291 (Tex. Crim. App. 1954). Jurat must be dated definitely. *Brown v. State*, 294 S.W.2d 722 (Tex. Crim. App. 1956). Information must show that it is a presentment of the District Attorney and not from the maker of the affidavit. *Sams v. State*, 160 S.W.2d 265 (Tex. Crim. App. 1942).

Failure to file or to hand the information to Clerk for filing prior to trial may be raised in a motion for new trial. *Davis v. State*, 202 S.W.2d 943 (Tex. Crim. App. 1947). Information and complaint should reveal that complaint was filed first. *Baker v. State*, 265 S.W.2d 600 (Tex. Crim. App. 1954). Though two misdemeanors may be charged in one information, if it is impossible to differenti-

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IN CLERK'S OFFICE
US DISTRICT COURT E.D.N.Y.
★ JAN 29 2018 ★